

Changes to legislation: There are currently no known outstanding effects for the Planning and Compensation Act 1991, Paragraph 14. (See end of Document for details)

SCHEDULES

SCHEDULE 17

AMENDMENTS RELATING TO LAND COMPENSATION IN SCOTLAND

Commencement Information

II Sch. 17 wholly in force at 25.09.1991 see s. 84(2)(3) and S.I. 1991/2092, art. 3.

PART I

MISCELLANEOUS AMENDMENTS

Farm loss payments

- 14 (1) Section 31 of the Land Compensation (Scotland) Act 1973 (right to farm loss payment where person displaced from agricultural unit) is amended as follows.
- (2) For subsection (1)(a) (section applies only if whole of land is acquired) there is substituted—
- “(a) in consequence of the compulsory acquisition of his interest in the whole, or a sufficient part, of that land, he is displaced from the land acquired;”.
- (3) In subsection (2) (interests qualifying for compensation)—
- (a) for the words from “lease” where it first appears to “three years” there is substituted “ where his interest is as a lessee for a year or from year to year or a greater interest, ”; and
- (b) at the end there is inserted “ , and “sufficient part” means not less than 0.5 hectares or such other area as the Secretary of State may by order specify ”.
- (4) After that subsection there is inserted—
- “(2A) The power to make an order under subsection (2) above shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.”
- (5) At the end of subsection (3)(a) (meaning of displacement) there is added “ or on any date after the making or confirmation of the compulsory purchase order but before being required to do so by the acquiring authority ”.
- (6) Subsection (6) is omitted.

Modifications etc. (not altering text)

C1 Sch. 17 para. 14 restricted (18.9.1991) by S.I. 1991/2092, art. 4, Sch. 2 Pt. 1 para. 4

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